



PUBLISHED BY AUTHORITY

SIMLA, SATURDAY, DECEMBER 25, 1948

Separate paging is given to this Part in order that it may be filed as a separate compilation.

PART II-A

Notifications relating to Minor Administrations

OFFICE OF THE CHIEF COMMISSIONER, HIMACHAL PRADESH

NOTIFICATIONS

Simla, the 10th December 1948

No. G. 97-31/48.—In exercise of the powers conferred by paragraph 4 of the Himachal Pradesh (Administration) Order, 1948, the Chief Commissioner, Himachal Pradesh, is pleased to appoint Rai Sahib Mehta Ram Rattan, P.C.S., Magistrate 1st Class as District Magistrate within the limits of the Mahasu District of the Himachal Pradesh with effect from the date he assumes charge of the duties.

By order,

E. P. MOON,
*Deputy Chief Commissioner,
Himachal Pradesh.*

Simla, the 10th December 1948

No. G. 97-31/48.—Rai Sahib Mehta Ram Rattan, P.C.S., on deputation from the East Punjab is posted as Deputy Commissioner, Mahasu District, Simla vice Pt. Karta Kishan with effect from the date he assumes charge of his duties.

By order,

E. P. MOON,
*Deputy Chief Commissioner,
Himachal Pradesh.*

Simla, the 10th December 1948

No. G. 97-31/48.—In exercise of the powers conferred by paragraph 4 of the Himachal Pradesh (Administration) Order, 1948, the Chief Commissioner, Himachal Pradesh, is pleased to invest Rai Sahib Mehta Ram Rattan, P.C.S., with the powers of a Commissioner, within the limits of Mahasu District for the disposal of appeals and revisions under :—

1. The Punjab Tenancy Act (Act XVI) of 1887.
2. The Punjab Land Revenue Act (Act XVII) of 1887.

3. The Indian Stamp Act (Act II of 1899). and any other acts that are in force therein.

2. The Chief Commissioner is further pleased to direct that the aforesaid powers may be exercised by Rai Sahib Mehta Ram Rattan, P.C.S., while sitting at any place within the limits of Mahasu District or at Simla in the East Punjab.

By order,

E. P. MOON,
*Deputy Chief Commissioner,
Himachal Pradesh.*

Simla, the 10th December 1948

No. G. 97-31/48.—In exercise of the powers conferred by para. 4 of the Himachal Pradesh (Administration)

A 250901

Order, 1948, the Chief Commissioner, Himachal Pradesh is pleased to appoint Rai Sahib Mehta Ram Rattan, P.C.S., to be a Magistrate 1st Class in Mahasu District and to invest him with enhanced powers under Section 30 to try cases not punishable with death, and with summary powers under section 260 of the Code of Criminal Procedure, 1948.

By order,

E. P. MOON,
*Deputy Chief Commissioner,
Himachal Pradesh.*

Simla, the 10th December 1948

No. G. 97-31/48.—In exercise of the powers conferred by para. 4 of the Himachal Pradesh (Administration) Order, 1948, the Chief Commissioner, Himachal Pradesh is pleased to appoint Rai Sahib Mehta Ram Rattan, P.C.S., as the Deputy Commissioner, for the Mahasu District of the Himachal Pradesh with effect from the date he assumes charge of the duties.

By order,

E. P. MOON,
*Deputy Chief Commissioner,
Himachal Pradesh.*

Simla-4, the 11th December 1948

No. J. 5-90/48.—In exercise of the powers conferred by paragraph 4 of the Himachal Pradesh (Administration) Order, 1948, the Chief Commissioner, is pleased to appoint Bakhshi Sita Ram, M.A., LL.B., as a Public Prosecutor and Government Pleader for the Mahasu District of the Himachal Pradesh.

By order,

E. P. MOON,
*Deputy Chief Commissioner,
Himachal Pradesh.*

Simla-4, the 11th December 1948

No. J. 79-22/48.—In exercise of the powers conferred by Sub-Section (1) of Section 4 of the Himachal Pradesh (Administration) Order, 1948, the Chief Commissioner is pleased to appoint Mr. Kanhaya Lal, Senior Sub-Judge, Chamba, to be an Additional Sessions Judge for the Chamba-Mandi Sessions Division.

By order,

E. P. MOON,
*Deputy Chief Commissioner,
Himachal Pradesh.*

Simla-4, the 13th December 1948

No. J. 47-52/48.—In exercise of the powers conferred by paragraph 4 (1) of the Himachal Pradesh (Administration) Order, 1948, the Chief Commissioner is pleased

to appoint the Superintendent of Police Mahasu District to be the Senior Superintendent of Police, Himachal Pradesh in addition to his other duties, and to delegate to him the powers and duties of a Deputy Inspector General of Police specified in the schedule annexed hereto as laid down in the Punjab Police Rules :—

SCHEDULE

(1) Responsibility for the administration, training and discipline of the Police and for the efficiency of their organisation and operations for the prevention and detection of crime.

(2) Check over House rents and married quarters for Lower Subordinates.

(3) The scrutiny of the indents of arms and ammunition.

(4) Check of accounts of Mounted Police.

(5) Responsibility as Controlling Officer for the countersignature of all T.A. Bills of gazetted police officers.

(6) The carrying out of inspections of districts, formal and informal, each year and submission of inspection reports to the Chief Commissioner.

(7) Power to sanction funds out of the distributed allotment for administratively approved works costing not more than Rs. 5,000 and for any special repair project which has been administratively approved and for which the estimate has been prepared by the Public Works Department.

(8) To accord administrative approval to works for non residential buildings :—

(i) For works of all petty and annual repairs to buildings in the charge of the Police Department falling under the minor head "Works" of the Major Head "29-Police" and to the extent of Rs. 1,500.

(ii) For works appertaining to Police Lines and Police Stations and miscellaneous buildings of the Police Department falling under the minor head "Original Works-Buildings-Police" of the Major head "50-Civil Works" and to the extent of Rs. 1,000 only.

(9) To make permanent distribution of armament in each district according to the number sanctioned for the district.

(10) To decide about the replacement of arms or ammunition lost, at the Government expense or individuals expense.

(11) Power to condone interruption and deficiencies in services of Sub-Inspectors and Assistant Sub-Inspectors.

(12) Powers and responsibility as Collecting Officer for recoveries of over-payments.

(13) Authority to discharge directly appointed Sub-Inspectors and Assistant Sub-Inspectors during their probationary period of three years for which no appeal lies.

(14) Authority to remove name from lists A, B, C, and D (Lower subordinates) kept by the Superintendents of Police and give orders in respect of methods of selection and the tests applied.

(15) Powers to call for records of awards made by Superintendents of Police and their Subordinates and to confirm, modify or annul the same or make further investigation or direct such to be made before pronouncing orders.

(16) Authority to hear appeals against the orders of Superintendents of Police in cases of reduction and dismissals.

(17) Power to make officiating promotions to the rank of Inspectors and permanent promotions to the rank of Sub-Inspectors and Assistant Sub-Inspectors and to transfer from one District to another Officers upto and including the rank of Sub-Inspectors.

(18) To hold conferences of the gazetted officers in order to discuss definite matters of common concern,

where a definite improvement in co-operation or methods of prevention and detection of crime can be anticipated as an outcome.

Financial Powers.

(1) To grant rewards to Policemen informers, etc .. upto Rs. 400/- subject to rules laid down in Punjab Police Rules.

(2) To sanction purchase of periodical and newspapers required for official use .. without limit, subject to budget provisions.

By order,

E. P. MOON,

Deputy Chief Commissioner,
Himachal Pradesh.

Simla-4, the 14th December 1948

No. C/5-15/148.—In exercise of the powers conferred by paragraph 4 of the Himachal Pradesh (Administration) Order, 1948 the Chief Commissioner, Himachal Pradesh, is pleased to invest Kanwar Shiv Pal, Deputy Commissioner, Sirmur District, with the powers exercised by the Chief Minister of Sirmur for hearing appeals and revisions against orders passed by Collectors under local and special laws of Sirmur in cases in which such appeals lie to the Chief Minister.

By order,

E. P. MOON,

Deputy Chief Commissioner,
Himachal Pradesh.

Simla-4, the 14th December 1948

No. C-15-12/48(1).—In exercise of the powers conferred by paragraph 4 of the Himachal Pradesh (Administration) Order, 1948 the Chief Commissioner Himachal Pradesh, is pleased to appoint P. Chuni Lal Kapila as an Officer on Special Duty with the Deputy Commissioner, Mahasu District with effect from forenoon of the 1st December, 1948.

By order,

E. P. MOON,

Deputy Chief Commissioner,
Himachal Pradesh.

Simla 4, the 15th December 1948

No. A-5-97/48.—In exercise of the powers conferred by paragraph 4 of the Himachal Pradesh (Administration) Order, 1948, the Chief Commissioner, Himachal Pradesh, is hereby pleased to appoint Dr. R. P. Bhargava as Officer on Special Duty (Education) in the Himachal Pradesh Secretariat with effect from the forenoon of 6th November, 1948.

By order,

E. P. MOON,

Deputy Chief Commissioner,
Himachal Pradesh.

Simla, the 15th December 1948

No. C/5-110/48(1).—Negi Thakur Sen, Tehsildar and Magistrate I Class, Karsog is hereby transferred and posted as Extra Assistant Settlement Officer, Mahasu District.

Negi Gopi Nand, Tehsildar Rampur, on relief by Mehta Gita Ram, is transferred and posted as Tehsildar, Karsog vice Negi Thakur Sen.

Negi Gopi Nand will move first.

By order,

E. P. MOON,

Deputy Chief Commissioner,
Himachal Pradesh.

Civil Supplies Department

Simla-4, the 15th December 1948

No. 16-106/48.—In exercise of the powers conferred by Section 2 of the Essential Supplies (Temporary Powers) Act, 1948, as delegated in the Government of India, Ministry of Industry and Supply Notification No. 9020-Tex-1/48(1) dated the 16th October 1948 and all other powers enabling him in this behalf and with the prior concurrence of the Government of India the Chief Commissioner, Himachal Pradesh is pleased to make the following order :—

1 (a) This order may be called "THE HIMACHAL PRADESH CLOTH DISTRIBUTION ORDER, 1948 (hereinafter referred to as the 'Order')."

(b) It extends to the whole of Himachal Pradesh.

(c) It shall come into force at once.

SECTION 'A' DEFINITION

2. In this order unless there is anything repugnant in the subject or context.

(a) "Chief Commissioner" means the Chief Commissioner, Himachal Pradesh.

(b) "Authorised Wholesale Distributor" means a dealer holding a wholesale license under the Himachal Pradesh Cotton Cloth Dealers Licensing Order, 1948, and authorised under the provisions of sub-clause (a) of clause 7 of this order.

(c) "Authorised retail distributor" means a dealer holding a retail sale license under the Himachal Pradesh Cotton Cloth Dealers Licensing Order, 1948, and authorised under the provisions of sub-clause (a) of clause 7 of this Order ;

(d) "District Magistrate" means the District Magistrate of the district and includes the Director Civil Supplies/District Civil Supplies Officer where such an officer has been appointed by the Chief Commissioner, Himachal Pradesh and any other officer or person authorised by the District Magistrate/Director Civil Supplies/District Civil Supplies Officer, as the case may be, for all or any of the purposes of this Order ;

(e) "Enquiry Officer or Assistant Enquiry Officer" means a person authorised under the provisions of clause 3 of this Order ;

(f) "Distribution Area" means any area in which all or any of the provisions of this order have been brought into force ;

(g) "Distribution date" means such date as may be fixed by the Director Civil Supplies in respect of any distribution area for commencement of distribution of cloth under this Order ;

(h) "Distribution Document" means a cloth card, or any other authorisation, or document issued or made by or under the provision of this Order ;

(i) "Cloth" means any type of cloth manufactured either wholly from cotton or partly from cotton and partly from any other material but cloth does not include —

(i) ready made clothing, other than dhoties and saris ;

(ii) hosiery ;

(iii) Leather cloth and inferior or imitation leather cloth ordinarily used in book-binding.

(iv) tracing paper ;

(v) cloth manufactured partly from cotton and partly from wool and containing 40 per cent. or more of wool by weight.

(vi) rubberised or synthetic water-proof fabrics whether single textured or double textured ;

(vii) handloom cloth and cloth made on powerloom, the prices of which are not controlled by the Textile Commissioner, Bombay.

Provided that the Chief Commissioner, may by an order in writing, exclude or include, either generally or for a particular distribution area, any description of cloth or any garment or article made of cloth from or into the operation of the above definitions :—

(i) "Superior Cloth" means any of cloth stamped as fine or superfine as well as cloth the retail prices of which exceeds annas ten per yard.

(ii) "Other Cloth" means all cloth other than superior cloth.

(iii) "Distribution Cloth" means that cloth which is distributed or ear-marked for distribution under the provision of this order ;

(iv) "Non-distribution cloth" means cloth other than "Distribution Cloth".

Section 3—preparatory measures.

3. (a) If in the opinion of the District Magistrate it is necessary or expedient to carry out any measures preparatory to the distribution of cloth, he may authorise any person as an Enquiry Officer or Assistant Enquiry Officer in respect of any area to collect information and statistic necessary for the distribution of cloth in that area.

Explanation.—An Enquiry Officer shall be deemed to be a public servant within the meaning of Section 21 of the Indian Penal Code.

4. (a) The Enquiry Officer or the Assistant Enquiry Officer may ask of any person such questions, for the purpose of collecting information and statistics relating to the distribution of cloth, as may be considered necessary,

(b) Every person of whom a question is asked under sub-clause (a) shall be legally bound to answer such questions truthfully and to the best of his knowledge and belief, and if so required by the Enquiry Officer or the Assistant Enquiry Officer to answer it in writing with his name signed thereto. If such a person is unable to answer any question put to him, in writing, he shall after the answers given by him have been recorded by the Enquiry Officer or the Assistant Enquiry Officer be legally bound to sign or affix his thumb impression or mark to the record.

(c) The Enquiry Officer or the Assistant Enquiry Officer acting under sub-clause (a) or (b) shall pay due regard to the social and religious customs of the person from whom the enquiry is being made.

5. Every person occupying any premises shall allow the Enquiry Officer or the Assistant Enquiry Officer such access thereto as he may require for the purposes of his work ;

Provided that in requiring access to any premises, due regard shall be paid by such officer to the social and religious customs of the occupier.

6. No Enquiry Officer or the Assistant Enquiry Officer shall knowingly make any false return or any false record in connection with any inquiry conducted by him.

SECTION 'C'—DISTRIBUTION

7. (a) with a view to controlling the distribution of cloth, the District Magistrate may issue an authorisation to any person being a wholesale dealer, or a retail dealer to distribute cloth in the distribution area in accordance with the provisions prescribed by or under this order and such authorisation may specify conditions subject to which such wholesale or retail dealer shall distribute the said cloth ;

(b) The District Magistrate, may, at any time, whether at the request of the person to whom an authorisation has been issued, or after making such inquiry as he deem necessary, add to, amend, vary or rescind the authorisation issued under sub-clause (a).

8. No authorised wholesale distributor shall on or after the distribution date, supply or offer or attempt to supply any distribution cloth to any person other than an

authorised retail distributor and except under and in accordance with the provisions prescribed by or under this order.

9. (a) No authorised retail distributor shall, on or after the distribution date in respect of any distribution area, supply or offer or attempt to supply any distribution cloth except under and in accordance with the provisions prescribed by or under this order ;

(b) No authorised retail distributor shall on or after the distribution date in respect of any distribution area possess, store, supply or offer or attempt to supply any non-distribution cloth.

(c) The District Magistrate may at any time, whether at the request of the person to whom an authorisation has been issued, or after making such enquiry as he deems necessary add to, amend, vary or rescind the authorisation issued under sub clause (a).

10. Except as otherwise provided by or under this order, distribution cloth shall be obtained from an authorised wholesale distributor and authorised retail distributor on or after the distribution date only by means of a distribution document available for lawful use and lawfully used and only upto such quantity of cloth as is represented by the units specified on the distribution document.

11. No person shall obtain or attempt to obtain any distribution document unless he is entitled to it under and in accordance with the provisions prescribed by or under this order.

12. With a view to controlling the distribution of cloth in any or all distribution areas, the Chief Commissioner or the District Magistrate may :—

(a) make regulations providing for the manner in which and conditions subject to which such cloth may be supplied or obtained or distributed or consumed in such areas.

(b) issue or cause to issue to any person or class of persons or to the public generally, in any distribution area distribution documents for the purposes of distribution of such cloth and so far as may be necessary for that purpose, specify or cause to specify ;

(i) the class of persons to whom such cloth shall be distributed under and in accordance with the provisions made by or under this order ;

(ii) the form of distribution document which may be unsafe for such purpose ;

(iii) the manner in which and the conditions subject to which, such distribution document can be obtained and used for supplying or obtaining such cloth, including the manner in which and the conditions subject to which such distribution document may be registered with an authorised retail distributor.

(iv) the period for which any distribution document shall be valid ;

(v) the number of units of distribution cloth allotted to any person, class of persons or to the public generally ;

(vi) the quantity of such cloth which a unit shall represent whether separately for superior cloth or other cloth or for both in combination ;

(vii) the manner in which and the conditions subject to which the authorised wholesale distributor and the authorised retail distributor may obtain such cloth for the purposes of distribution ;

(viii) any other matter connected with the distribution of such cloth.

(c) make regulations providing for the conditions subject to which any cloth may be imported into and exported outside such areas.

13. No distribution document shall be delivered to a person, unless such person or any adult member of his family to whom the document is tendered on his behalf signs or affixes his signature or thumb impression in token of receipt of such document, if so required by the officer delivering such document.

14. The District Magistrate, may at any time, whether at the request of the person to whom any distribution document has been issued or after making such enquiries as he deems necessary add to, amend, vary or rescind the distribution document. Where any distribution document is rescinded, any person in possession of it shall forthwith deliver the same to the District Magistrate or any other officer authorised by him in this behalf.

15. A distribution document shall not be used for obtaining distribution cloth except by or on behalf of the person to whom such document has been issued.

16. Every distribution document issued under this order shall be the property of the Himachal Pradesh Government but the person to whom it is issued or surrendered or by whom it is retained under the provisions of this order or the regulations made thereunder shall be entitled to its custody and shall be responsible for the safe custody.

17. If any distribution documents be defaced, lost or destroyed, the District Magistrate may subject to any regulations that may be issued by the Himachal Pradesh, in this behalf, after making such enquiry as he may think fit, issue a new distribution document in place thereof. Every person to whom a new distribution document has been issued, shall, if he subsequently finds the lost distribution document, forthwith return the latter document to the District Magistrate or any other officer authorised by him in this behalf.

18. (i) No person shall transfer to any other person a distribution document issued to him.

(ii) No person having obtained distribution cloth on the basis of a distribution document shall change, sell or otherwise transfer such cloth for gain or use it for purposes other than for which it has been obtained under this order ;

This shall not apply to distribution by any person of and distribution cloth lawfully obtained by him on a distribution document :—

(a) to members of the same household, or

(b) to any other person either without payment or price of such cloth or in exchange for any cloth.

Provided that the exemption in this clause shall not apply to a person in respect of distribution cloth held by him in his capacity as an authorised wholesale distributor or an authorised retail distributor.

19. When any person is in possession of a distribution document, and such possession is not authorised by virtue of this order, he shall forthwith deliver the same to the officer, incharge of the nearest distribution office.

20. Every authorised wholesale distributor or retail distributor, as the case may be shall when so required by general or special directions by the District Magistrate in this behalf :—

(a) deliver to him all authorisations, and documents given or surrendered to him under or for the purposes of this order ; and

(b) furnish such particulars relating to his dealings in and stocks of cloth as may be required ;

SECTION 'D'—PRICE FIXATION

21. (a) The Director of Civil Supplies or the District Magistrate under the orders of the Chief Commissioner, Himachal Pradesh may fix from time to time for any distribution area or for distribution areas generally, the maximum price at which :—

(i) cloth shall be sold by an authorised wholesale distributor ;

(ii) cloth shall be sold by an authorised retail distributor ;

(b) No authorised wholesale or retail distributor shall sell cloth at a price higher than that fixed under sub clause (a) of this order.

SECTION 'E'—POWERS OF INSPECTION

22. (a) For the more effective enforcement of the provisions of this order, the District Magistrate or any authority empowered by or under this order, may either by himself or by any other person duly authorised by him in this behalf ;

- (i) enter any premises ;
- (ii) ask of any person all necessary questions ;
- (iii) search and as far as may be necessary for that purpose, detain any person, or vehicle or animal and
- (iv) seize any cloth found in such persons possession or in such vehicle or on such animal :

In respect of which he has reason to believe that a contravention of any of the provisions of this order, has been, is being, or is about to be committed ;

(b) Every person incharge of a vehicle or animal or premises which is searched or is sought to be searched under the provisions of sub-clause (a) shall allow the authority making the demand access to such premises, vehicle or animal and any person questioned under the aforesaid sub-clause shall be bound to answer all questions put to him truthfully and to the best of his knowledge and belief.

(c) In exercising powers under sub-clause (a) due regard shall be paid to the social and religious customs of the person concerned.

SECTION 'F'—GENERAL

23. Notwithstanding any provisions of this order, the Chief Commissioner may subject to such conditions as may be prescribed, authorise the distribution of any cloth otherwise than on a distribution document.

24. The Chief Commissioner or the District Magistrate under the order of the Chief Commissioner may exempt any person or class of persons from the operation of all or any of the provisions of this order and may at any time suspend or cancel such exemption or lay down conditions under which such exemption shall be exercised.

25. Nothing in this order shall apply to the distribution of cloth through any agency set up by the Indian Union Forces for distribution to the personnel of such Forces :—

Provided that no person in receipt of cloth from such source or sources shall be entitled to cloth distribution under this order, except in so far as this is provided for by instructions or regulations issued in this behalf by the Director of Civil Supplies.

26. (a) The District Magistrate may by general or special order in writing require an authorised wholesale distributor or authorised retail distributor to execute agreement and to deposit security with him. Such order shall specify the amount of the security, the form in which it is to be deposited and the date by which it is to be deposited.

(b) If an order has been issued under the provisions of sub-clause (a) any person/persons affected by it shall deposit the security of the correct amount in the form and by the date specified in the order, and if security is not deposited, then without prejudice to any other action that may be taken against him/them his/their authorisation may be cancelled or withheld or suspended.

(c) If an authorised wholesale distributor or authorised retail distributor who has deposited security under the provisions of this clause contravenes any provisions of this order or any condition of the agreement executed by him then without prejudice to any other action which may be taken against him, the District Magistrate may direct by order, in writing, that his security shall be confiscated in whole or part.

27. Any powers exerciseable under this order by an authority subordinate to the Chief Commissioner, may also be exercised by the Chief Commissioner and any power exerciseable by the Chief Commissioner shall be exerciseable also by an officer authorised in that behalf by the Chief Commissioner,

Provided, that notwithstanding anything contained in this order, there shall be no appeal from any order of the Chief Commissioner made in exercise of a power exerciseable under this order by the District Magistrate.

28. The District Magistrate may call for such returns and such information as he considers necessary for the more effective distribution of cloth under this order and any person from whom such returns or information is demanded shall be legally bound to furnish correct return or correct information as the case may be, by the date and to the authority fixed for this purpose.

29. If a person contravening any provision of this order is a company or other body corporate, a proprietor manager, Secretary, or other office-holder or agent thereof, he shall, unless he proves that the contravention took place without his knowledge or that he exercised all due diligence to prevent such contravention, be deemed guilty of such contravention.

30. If any person contravenes the provisions of this order, then without prejudice to any other punishment, to which he may be liable, any court trying the offence shall order that the stock of cloth together with the packages and coverings thereof in respect of which the court is satisfied that the offence has been committed shall be forfeited to the Himachal Pradesh Government, unless for any reason to be recorded in writing, the court is of the opinion that the forfeiture should not be made in respect of the whole or, as the case may be, a part of the stock.

By order,

E. P. MOON,
Deputy Chief Commissioner,
Himachal Pradesh.

Simla-4, the 15th December 1948

No. 16-106/48-I.—In exercise of the powers conferred by section 3 of the Essential Supplies (Temporary Powers) Act, 1946, as delegated in the Government of India, Ministry of Industry and Supply Notification No. 90/20-Tex.1/48(1), dated the 16th October 1948 and all other powers enabling him in this behalf, and with the prior concurrence of the Government of India, the Chief Commissioner, Himachal Pradesh is pleased to make the following order namely :—

1. *Short title, extent and commencement.*—(i) This order may be called the Himachal Pradesh Cotton Cloth Dealers Licensing Order, 1948, (hereinafter referred to as the 'Order').

(ii) It extends to the whole of the Himachal Pradesh and shall come into force at once.

2. *Definitions*—In this Order unless there is anything repugnant in the subject or context :—

(a) "Cotton Cloth" means any type of cloth manufactured either wholly or partly from cotton or partly from cotton and partly from any other material, but cotton cloth does not include :—

(i) ready made clothing other than dhoties and sarees ;

(ii) Hosiery,

(iii) Leather cloth ; and inferior or imitation leather cloth ordinarily used in book binding ;

(iv) tracing paper ;

(v) cloth manufactured partly from cotton and partly from wool and containing 40 per cent. or more of wool by weight ;

(vi) rubberised or synthetic water proof fabrics whether single-textured or double-textured ;

(b) "wholesale dealer" means a person who engages in the business of selling cotton cloth wholesale, for the purpose of trade or manufacture (including the storage of such cloth as an incident of such business) and includes

a person who stocks cotton cloth belonging to others as an agent for the purpose of sale as aforesaid ;

(c) "Retail Dealer" means a person who engages in the business of selling cotton cloth otherwise than wholesale for the purpose of trade or manufacture (including the storage of such cloth as an incident of such business) and includes a hawker and a person who stocks cotton cloth belonging to others as an agent for the purpose of sale as aforesaid.

(d) "Commissioner" means the Deputy Chief Commissioner, Himachal Pradesh, and includes any other officer invested by the Chief Commissioner, Himachal Pradesh with the powers of a Commissioner for the purposes of this Order, and

(e) "District Magistrate" means the District Magistrate of the District and includes the Director of Civil Supplies and any officer or person authorised by the District Magistrate [Director of Civil Supplies, as the case may be, for all or any of the purposes of this Order.

3. Nothing contained in this order shall apply to :—

(a) strips of cotton cloth of any length up to a maximum of seventy two inches, which do not exceed nine inches in width at any point ; or

(b) any piece of cotton cloth measuring not more than thirty-four inches along any side, and not being more than four square feet in area.

Explanation.—This clause excludes millrags cut from the ends of full pieces after processing, as well as handkerchiefs, napkins, jhavans, small towells and other such small articles made of cotton cloth, from the operation of the Order.

4. *Exercise of subordinate authorities' powers by the Chief Commissioner.*—Every power which is under this order exercisable by any authority sub-ordinate to the Chief Commissioner shall be exercisable also by the Chief Commissioner and any power exercisable by the Chief Commissioner shall be exercisable also by an officer authorised in that behalf by the Chief Commissioner, provided that notwithstanding anything contained elsewhere in this order, there shall be no appeal from any order of the Chief Commissioner made in exercise of a power exercisable under this order by the District Magistrate.

5. *Requirements of Licence.*—Save as is hereinafter provided no person shall :—

(a) Sell or offer or store for sale or have in his possession for the purposes of sale or for preparation for sale ;

(b) Deposit with or consign to any person for the purposes of sale or preparation for sale or for storage for sale cotton cloth except under and in accordance with the conditions of a licence granted under this Order.

6. *Kinds of Licences.*—(1) There shall be two classes of licences under this Order :—

(a) a wholesale dealer's licence, and

(b) a retail dealer's licence.

(2) A wholesale dealer's licence may be granted by the Chief Commissioner and a retail dealer's licence may be granted by the District Magistrate.

(3) Such licences may be signed by any officer authorised in that behalf by the Chief Commissioner, or as the case may be, the District Magistrate.

7. *Applications for licence.*—(a) An application for a wholesale dealer's licence shall be made to the Chief Commissioner or such officer as he may authorise in this behalf.

An application for a retail dealer's licence shall be made to the District Magistrate of the district in which the applicant carries on or intends to carry on business. All applications shall be made in Form I as set out in the schedule to this Order :—

(b) The Chief Commissioner or as the case may be the District Magistrate may grant or refuse a licence as to him may seem fit

8. *General Conditions applicable to a licence.*—Notwithstanding any condition contained in a licence granted under this Order every wholesale dealer's licence that has been or may hereafter be granted thereunder shall be

subject to the general conditions set out in Form II, and every retail dealer's licence shall be subject to the general conditions set out in Form III contained in the Schedule to this Order.

9. *Fees for grant, renewal and replacement of licences.*—(1) The fee for the grant of a licence shall be twenty-five rupees for a wholesale dealer's licence and five rupees for a retail dealer's licence.

(2) A licence granted under this Order shall, unless previously suspended or revoked, continue in force for one year from the date on which it takes effect but shall be renewable annually, on application by the holder to the authority by which or whom it was granted, and on payment of the fees specified in sub-clause (1), provided that if the holder of a licence fails to apply for a renewal thereof before the date on which it is due to expire the licence shall not be renewed except on payment by the holder of a penalty which shall be equal to the amount specified in sub-clause (1) as fee.

(3) In the event of the loss of a licence a duplicate may be issued on payment of a fee of two rupees.

10. *Suspension and Cancellation of licence.*—(1) The Chief Commissioner may at his discretion cancel any licence or class of licences or all licences held in a particular area, issued under this Order.

(2) Without prejudice to anything contained in sub-clause (1), if the holder of a licence, issued under this Order :—

(a) has knowingly or negligently made any statement in an application for grant of a licence under clause 7 or for renewal of a licence under clause 9 which is false in a material particular, or,

(b) has contravened or attempted to contravene any provision of any enactment, or any order made under any enactment relating to cotton cloth or of any of the conditions of his licence, including the general conditions referred to in clause 8 ;

The District Magistrate may without prejudice to any other action that may be taken against such holder, suspend or cancel his licence and immediately seal or cause to be sealed all cloth in his possession

11. *Disposal of stocks when licence suspended or cancelled.*—A person whose licence has been cancelled or suspended under the provisions of this Order shall be directed by the authority cancelling or suspending the licence to dispose of his stocks of cotton cloth within such time and to such a person and in such manner and at such price as may be prescribed by such authority.

12. *Security deposit from licensee.*—(1) The District Magistrate may by general or special order in writing require a person or a class of persons to whom a licence or licences has/have been issued or is/are to be issued to deposit security with him. Such order shall specify the amount of the security, the form in which it is to be deposited and the date by which it is to be deposited.

(2) If an order has been issued under the provisions of sub-clause (1) any person affected by it shall deposit the security of the correct amount in the form and by the date specified in the order and if security is not deposited ; then without prejudice to any other action that may be taken against him, his licence may be cancelled or withheld or suspended.

(3) If a licensee who has deposited security under the provisions of this clause contravenes any of the provisions of this order, or conditions of his licence or is believed to have contravened any such provision or condition ; then, without prejudice to any other action which may be taken against him, the District Magistrate may direct by order in writing that his security shall be confiscated in whole or in part.

(4) An appeal shall lie to the Commissioner from an order confiscating the security under sub-clause (3) provided it is instituted within 10 days of the date of the order. The decision of the Commissioner thereupon shall be final.

13. *Powers of search.*—The District Magistrate may enter any premises in which he has reason to believe any contravention of any order relating to cotton cloth has been or is being or about to be committed, and may search

any premises and seize or seal or take such other steps as he may deem necessary to preserve any article in respect of which an offence has been, is being or is about to be committed, or which is believed to be, or to contain, evidence relating to the commission of such offence.

14. *Powers of entry and inspection* :—The District Magistrate may enter and inspect premises and may inspect the accounts and other documents relating to the business and stocks kept in any such premises used or believed to be used by the person to whom a licence has been issued under the provisions of this order for the sale or storage for sale of cotton cloth.

15. *Exceptions* :—Nothing in this order shall apply to :—

- (a) any person selling, offering, exposing or storing for sale, cloth manufactured by himself or the members of his family, and
- (b) any servant or agent of the Government of India or the Government of Himachal Pradesh selling, offering exposing or storing for sale any cloth on behalf of the Governments.

16. *Powers of exemption* :—The Chief Commissioner may exempt any person or class of persons from the operation of all or any of the provisions of this order and may at any time suspend or cancel such exemption.

17. *Effect of this Order* :—The provisions of this order shall be in addition to and not in derogation of any other order for the time being in force for the control of cloth.

18. *Powers of confiscation* :—A court trying any contravention of this order may direct that any cotton cloth in respect of which it is satisfied that such contravention has occurred shall be forfeited to the (Government of Himachal Pradesh).

By order,

E. P. MOON,
Deputy Chief Commissioner,
Himachal Pradesh.

SCHEDULE

FORM I

Form of application for wholesale retail dealers.

Licence under Himachal Pradesh Cotton Cloth Dealers Licensing Order, 1948

1. Name and Father's name of the applicant to whom the licence is to be issued. If the applicant is a hawker this should also be stated.

2. If the applicant is a refugee quote refugee registration number and state whether the applicant was a licensee under the Cotton Cloth Dealers Licensing Order, issued by the East Punjab, or any other Government now in West Pakistan. If so, full name and address of the previous firm, place of business and No. of cloth licence held, should be stated.

3. In the case of a firm—Name and address of all partners and whether any of them have previously held any licence for dealing in cloth.

4. In the case of an incorporation company—Name and addresses of all directors and agents.

5. In the case of a Co-operative Society—Names and addresses of the members of the Managing Body or officials appointed for the purpose.

6. Exact address of the office (if it is different from the place of business i.e. shop (in the case of a hawker the area in which business is to be carried on, i.e. district, Tehsil, town etc.).

7. Exact address of the place where business is to be conducted i.e. shop.

8. Exact address of place or places where cloth is to be stored.

9. What was the approximate amount of cloth sold by the applicant in bales of 1500 yards each in the years.

Year	By retail on own account.	Wholesale on own account.	Sales on behalf of principals	Total	"Actual income-tax paid together with details of the particular business or businesses on which it has been paid"
1	2	3	4	5	6
1943					
1944					
1945					
1946					

Note.—Columns 2, 3 and 4 are to be filled in by retail dealer, wholesale dealer and commission agents respectively.

10. Period for which the licence is required.

from _____ to _____

11. Whether the applicant had previously applied for a licence under this order, and if so, with what results.

12. State whether any licence relating to cloth held by the applicant or held by a firm in which the applicant is or was a partner, has been suspended or cancelled. If so, give details.

13. Whether the applicant is a member or partner of any firm or company holding a licence or applying or about to apply for a licence to deal in cloth.

14. I/We have carefully read the provisions of the Himachal Pradesh Cotton Cloth dealers licensing Order, 1948, to which the licence issued to me/us will be subject.

15. I/We declare that apart from this application, I/We have not applied either for wholesale dealers licence or retail dealers licence for any other place in this district or any other district in the Himachal Pradesh or any other Province.

16. I/We declare that to the best of my/our information and belief the above information is correct and complete.

Signature of the applicant(s).

FORM II

Licence for sale or storage for sale of cloth by a wholesale dealer.

1. Register No.

2. (i) Name of licensee in full.

(ii) Name of Firm in full.

(iii) Address of the licensee in full.

3. Exact description of all premises where the business is to be carried on and cotton cloth stored.

4. Date upto which the licence is valid.

5. This licence is granted subject to the conditions specified below :—

Date.....

(Signature).....

For and on behalf of the Chief Commissioner,
Himachal Pradesh,

RENEWAL ENDORSEMENT

Date of renewal 1	Date of expiry. 2	Signature of issuing authority 3	Remarks. 4
1.			
2.			
3.			
4.			
5.			

5. This license is granted subject to the conditions specified below :—

Dated.....

(Signed)
for and on behalf of the District
Magistrate.

CONDITIONS OF LICENCE.

1. The licensee shall display his licence prominently at his place of business.

2. The licensee shall not, without the permission of the District Magistrate store cotton cloth in any place not specified as a place of storage in his license.

3. The licensee shall issue to every customer a correct receipt or invoice showing his name and licence, number, the date of transaction, the trade name and quantity of the cotton cloth sold, the price or prices at which the sale was made, and the total amount charged, and shall retain a duplicate copy of the same which shall be preserved for two years in the case of invoices and for one year in the case of receipts.

4. The licensee shall furnish correctly such information as may be demanded from him and shall carry out such instructions as he may receive from time to time from the District Magistrate.

5. The Chief Commissioner or the District Magistrate may require the licensee to make such arrangements, or so to modify his arrangements relating to his business in respect of the storing, keeping or exposing for sale and selling of cotton cloth as to ensure that compliance is made with all enactments and statutory orders relating thereto.

6. The licensee shall maintain daily accounts of cotton cloth of each variety stocked by him at his place of business or elsewhere in the appended form "A".

7. The District Magistrate may also by order at any time require any licensee to submit periodical returns of his stocks, receipts deliveries and balances in respect of specified period and the licensee shall thereupon submit such returns in form "B" appended hereto with such variations as the case may require.

FORM III.

License for sale or storage for sale of cloth by a retail dealer.

1. District of issue and register No.

2. (i) Name of licensee in full.

(ii) Name of firm in full.

(iii) Address of the licensee in full.

3. Exact description of all premises where the business is to be carried on and cotton cloth stored.

In the case of hawker, area (city, town, village, district or any other locality) where the business is to be carried on.

4. Date, upto which the license is valid.

Date of renewal. 1	Renewal Endorsements		Remarks. 4
	Date of expiry. 2	Signature of issuing authority. 3	
1.			
2.			
3.			

Conditions of Licence

1. The licensee, if a hawker, shall carry with him his license when hawking and produce the same for inspection on demand by the District Magistrate, or any person authorised by the District Magistrate, and if not a hawker, shall display his license prominently at his place of business.

2. The Licensee shall not, without the permission of the District Magistrate, store cotton cloth in any place not specified as a place of storage in his license.

3. The licensee shall issue to every customer a correct receipt or invoice, showing his name and license number, the date of transaction, the trade name and quantity of the cotton cloth sold, the price, or prices at which the sale was made and the total amount charged, and shall retain a duplicate copy of the same which shall be preserved for two years in the case of invoices and one year in the case of receipts provided a hawker shall not be required to issue such receipt or invoice and keep duplicate of them unless he is especially required to do so by the District Magistrate.

4. The licensee shall furnish correctly such information as may be demanded from him and shall carry out such instructions as he may receive from time to time from the District Magistrate.

5. The Chief Commissioner, or the District Magistrate may require the licensee to make such arrangements, or so to modify his arrangements, relating to his business in respect of the storing, keeping or exposing for sale, and selling of cotton cloth, as to ensure that compliance is made with all enactments and statutory orders relating thereto.

6. The licensee shall maintain daily accounts of cotton cloth of each variety stocked by him at his place of business or elsewhere in Form "C" appended hereto provided a hawker shall not be required to maintain such accounts unless he is especially required to do so by the District Magistrate.

7. The licensee shall exhibit in a prominent place at his place of business at least one piece of each variety and type of cloth held in stock by him and shall not sell any cloth from the back door of his place of business.

8. The District Magistrate, may also by order at any time require any licensee to submit periodical returns of his stocks, receipts, deliveries, and balances in respect of specified period, and the licensee shall thereupon submit such returns in such form as may be prescribed by the District Magistrate.

FORM "A"

Purchases.

Trade number and Tax-mark of cotton cloth (where a variety of cloth is not Tax-marked, etc., the trade number and name may be given).

Serial No.	Opening balance		No. and date of fresh invoice.	Name and address of dealer or mill from whom received.	Price	paid	Quantity		Remarks.
	Bales	Pieces.					Bales	Pieces.	
						Rs.			

Trade number and Tax-mark of cotton cloth (where variety of cloth is not Tax-marked, etc., the trade number and name may be given).

FORM " B "

Wholesaler's Stock returns for period from to

Wholesale dealer, Manager of Agent for Wholesale dealer.

FORM "C"

Note.—Separate account is maintained for mill-made cloth and handloom|powerloom cloth.
Retail dealers stock register.

[illegible]

Simla-4, the 15th December 1948

No. 16-106/48-II.—In exercise of the powers conferred by section 3 of the Essential Supplies (Temporary Powers) Act, 1946, as delegated in the Government of India, Ministry of Industry and Supply Notification No. 90/20-Tex.1/48(1), dated the 16th October 1948 and all other powers enabling him in this behalf, and with the prior concurrence of the Government of India, the Chief Commissioner, Himachal Pradesh is pleased to make the following order namely :—

1. (a) This order may be called the Himachal Pradesh Cotton Cloth and Yarn (Regulation of Movements) Order, 1948, (hereinafter referred to as the "Order").

(b) It extends to the whole of Himachal Pradesh.

(c) It shall come into force at once.

2. In this order unless there is anything repugnant in the subject or context.

(a) "Export" means to take out of the Himachal Pradesh or the said lands by rail, road or river to any province or state of the Dominion of India and Pakistan and includes taking out of the Himachal Pradesh to any place situated in the said lands as well as out of the said lands to any place situated in Himachal Pradesh and includes also movement from one district to another.

(b) "Permit Issuing Authority" means—

(i) in relation to Himachal Pradesh any officer appointed by the Chief Commissioner, to administer this order ;

(ii) in relation of any district, District Magistrate|Director of Civil Supplies and any other officer or person authorised by the District Magistrate|Director of Civil Supplies as the case may be.

(c) "Cotton Cloth" means any type of cloth manufactured either wholly from cotton or partly from cotton and partly from any other material but "cotton cloth" does not include—

(i) ready made clothing other than dhoties and sarees,

(ii) hosiery,

(iii) Leather cloth and inferior or imitation leather cloth ordinarily used in book-binding ;

(iv) tracing paper ;

(v) Cloth manufactured partly from cotton and partly from wool and containing 40 per cent. or more of wool by weight.

(vi) rubberised or synthetic water-proof fabrics whether single-textured or double-textured;

(d) "Carrier" means a person or any agency engaged in the business of transporting for hire property from place to place, by land or inland navigation, for all persons in discriminately.

(e) "Cotton Yarn" means any type of yarn manufactured either wholly from cotton or partly from cotton and partly from any other material, but does not include ropes, twine, braids, knitting yarn especially manufactured for hand-knitting purpose, and sewing thread in tube or reels not more than 2,000 yards in length.

3. No person shall export or attempt to export cotton cloth and/or yarn except under the authority and in accordance with the conditions of a permit issued by a permit issuing authority in the case of movement within the Zone and Textile Commissioner, Bombay in the case of interzonal movement. The permit shall be in form IV specified in Schedule "A" annexed to this order.

4. No person shall deliver any cotton cloth and/or yarn to a carrier for export, until he has obtained a permit in form IV specified in Schedule "A" annexed to this order from the Permit Issuing Authority.

Provided that nothing in clause 3 or 4 of this shall apply to the export of cotton cloth or yarn not exceeding 10 lbs. in weight by a bonafide passenger as part of his personal luggage.

5. An application for a permit to export cotton cloth and yarn shall be made in writing to the permit issuing authority in form I specified in Schedule "A" annexed to this order in the case of mill-made and in form II in the case of power-loom and handloom cloth, and in form III in the case of cotton yarn.

6. (i) The Permit Issuing Authority, may, at any time, without assigning any reason, amend, vary or cancel any permit issued by him.

(ii) If any permit issued under this order is cancelled the holder of such permit shall deliver it up as directed by the Permit Issuing Authority immediately upon receiving intimation of such cancellation.

7. When a permit has been granted for the export of cotton cloth and yarn the permit holder shall,

(a) return it to the Permit Issuing Authority at the place to which it pertains has taken place, with the fact recorded on it.

(b) in case the export does not take place, return it to the Permit Issuing Authority after the date of validity of the permit has expired.

8. A permit Issuing Authority may at any time require the holder of a permit to return it to him or such officer as he may specify in this behalf and it shall be the duty of the holder of the permit to comply with such an order forthwith.

9. A permit Issuing Authority or any officer authorised by him in this behalf may enter and inspect any premises in which he has reason to believe that any cotton cloth or yarn has been, is being or is likely to be kept stored for export and may inspect any vehicle or vessel or animal, wherever found, in or upon which he has reason to believe that cotton cloth and/or yarn or any cotton cloth and/or yarn found in any such premises, vehicle or on such animal and any person in possession of or in charge of such premises, vehicle, vessel or animal and his agents and servants shall furnish the means required for such entry and inspection and shall also answer truthfully and to the best of his knowledge all questions put to him in this behalf by the permit Issuing Authority or any officer authorised by him in this behalf.

10. If any person contravenes any provision of this order he shall be punishable with imprisonment which may extend to three years and in addition may be sentenced to pay fine and without prejudice to any other punishment which may be imposed, any court trying such contravention may direct that any cotton cloth or yarn together with the packages and coverings thereof of in respect of which the court is satisfied that this order has been contravened shall be forfeited to the Himachal Pradesh Government.

11. The provisions of this order shall not apply to the export of any cotton cloth and/or yarn moving under a permit issued under the provisions of the Cotton Text (Control of Movement) Order, 1948, published with Government of India Ministry of Industry and Supply Notification No. 101/19-Tex.1/48 dated the 1st September 1948 as will be amended from time to time.

12. Nothing in this order shall apply to the export of cotton cloth or yarn by any agent or person acting on behalf of the Himachal Pradesh Government.

By order,

E. P. MOON,

Deputy Chief Commissioner
Himachal Pradesh

SCHEDULE " A "

FORM I

(See clause 5).

Application to export Mill-made cloth of Indian or Foreign manufacture

1. Name, address and license number of consignor
2. Name, address and license number of consignee
3. Place of despatch and district in which situated
4. Place of destination including district and Province or State in which situated.....
5. Means of transport (rail, road or river).....
6. Particulars of cloth to be exported.....
 - (a) Whether Mill-made, powerloom or foreign cloth.
 - (b) Tex-Mark and name of manufacturing mill and month of packing.
 - (c) Number of bales or cases of each quality.
 - (d) Approximate yardage of each quality.
 - (e) Total weight of consignment.

Samples of each quality to be exported are attached.
I|We certify that the particulars given above are correct to the best of my|our knowledge and belief.

Signature of the applicant

SCHEDULE " A "

FORM II

(See clause 5).

Application to export handloom and powerloom cloth.

1. Name, address and license number of consignor
2. Name, address and license number of consignee
3. Place of despatch and district in which situated
4. Place of destination including Province or State in which situated
5. Means of transport (rail, road or river).....
6. Particulars of cloth to be exported.....
 - (a) Commercial name of the cloth.....
 - (b) Reasons for export.....
 - (c) Number of bales or cases of each quality.....
 - (d) Number of pieces of each quality.....
 - (e) Approximate yardage of each quality.
 - (f) Total weight of the consignment.

7. Stock in hand.

Samples of each quality to be exported are attached.
I|We certify that the particulars given above are correct to the best of my|our knowledge and belief.

Signature of the applicant.

SCHEDULE " A "

FORM III

(See clause 5).

Application to export cotton yarn

1. Name and address of consignor.....
2. Name and address of consignee.....
3. Place of despatch and district in which situated.....
4. Place of destination including, Dominion, Province or State in which situated.....

5. Means of transport (rail, road or river).....
6. Particulars of yarn to be exported :—
 - (a) Mill spun foreign.....
 - (b) Mill spun Indian.....
 - (c) Hand spun

7. Reasons for export.....
 8. Numbers or bales of cases of each quality.....
 9. Approximate weight of each quality.....
 10. Total weight of the consignment.....
- I|We certify that the particulars given above are correct to the best of my|our knowledge and belief.

Signature of the applicant.

SCHEDULE " A "

FORM IV

(See clause 3).

Government of Himachal Pradesh

Permit to export Cotton Cloth, and/or yarn.

Permit No..... Date.....

Period of validity..... Days.....

Qualities..... Bales.....

Maunds.....

Full name, address and license No. of consignor.....

Place of despatch.....

District

Full name and address of the consignee.....

Place of destination.....

District..... Province.....

Manner in which export is to take place rail|road|river

Permit Issuing Authority.

Copy to consignor.

Importing Province or State.....

District Magistrate concerned.

Station Master.....

Textile Commissioner, Bombay.....

(To be filled in by the Permit Holder after export has taken place).

The permit is returned to the Permit Issuing Authority as the export in respect of which it was granted, has taken place.

Permit Holder.

To :—

The Permit Issuing Authority.

Simla-4, the 15th December 1948

No. 16-106/48-III.—In exercise of the powers conferred by Section 3 of the Essential Supplies (Temporary Powers) Act, 1946, as delegated in the Government of India, Ministry of Industry and Supply Notification No. 90/20-Tex-1/48 (1), dated the 16th October 1948 and all other powers enabling him in this behalf, and with the prior concurrence of the Government of India, the Chief Commissioner, Himachal Pradesh is pleased to direct that no person shall take delivery on any railway receipt or other authority of cotton cloth or yarn in Himachal Pradesh transported by rail, road or water unless the same has been released and railway receipt or other such

documents countersigned by the District Magistrate or any other officer authorised by him in this behalf.

These orders shall come into force at once.

By order,

E. P. MOON,

Deputy Chief Commissioner,

Himachal Pradesh.

Simla-4, the 16th December 1948

No. J. 79-22/48.—In exercise of the powers conferred by sub-section (2) of Section 9 of the Criminal Procedure Code, the Chief Commissioner is pleased to direct that the sessions judge for the Sessions Division of Mahasu and Sirmur will hold his court at Nahan and at Kasumpti, and the Sessions Judge, Mandi and Chamba Sessions Division will hold his court at Mandi, Chamba and Dalhousie.

By order,

E. P. MOON,

Deputy Chief Commissioner,

Himachal Pradesh.

Simla-4, the 17th December 1948

No. J. 79-22/48.—In exercise of the powers conferred by sub-section (1) of Section 4 of the Himachal Pradesh (Administration) Order, 1948, the Chief Commissioner is pleased to appoint Kanwar Shiv Singh Senior Sub-Judge, Jubbal Sub-Division to be an Additional Sessions Judge for the Mahasu and Sirmur Sessions Division.

By order,

E. P. MOON,

Deputy Chief Commissioner,

Himachal Pradesh.

CORRIGENDUM

Simla, the 16th December 1948

No. C. 15-12/48(1).—Reference Himachal Pradesh Government Notification No. C. 15-12/48 (1), dated the 14th December 1948.

2. The last line of the above notification may kindly be amended to read as under:—

For forenoon of the 1st December 1948 read forenoon of the 6th September 1948.

By order,

ILLEGIBLE,

for Deputy Chief Commissioner,

Himachal Pradesh.

OFFICE OF THE JUDICIAL COMMISSIONER, HIMACHAL PRADESH

Under Para 43 (1) Himachal Pradesh (Courts) Order 1948, the Judicial Court with the approval of the Chief Commissioner is pleased to notify the following holidays to be observed in the Court of the Judicial Commissioner Himachal Pradesh and in the Civil Courts subordinate thereto.

Bank Holiday	..	..	1st January	..	1 Day.
Idul-Milad	..	..	13th January	..	1 Day.
Basant Panchmi	..	..	3rd February	..	1 Day.
Shivratri	..	..	26th February	..	1 Day.
Holi	..	..	14th & 15th March	..	2 Days.
Ram Navmi	..	..	7th April	..	1 Day.
Baisakhi	..	..	13th April	..	1 Day.

Himachal Day and Good Friday	..	15th April	..	1 Day.
King's Birth-day	..	9th June	..	1 Day.
Id-ul-Fitr	..	28th July	..	1 Day.
Raksha Bandhan (Salono)	..	8th August	..	1 Day.
Independence Day	..	15th August	..	1 Day.
Janamastami	..	17th August	..	1 Day.
Dussehra	..	29th & 30th September & 1st October.	..	3 Days.
Mahatma Gandhi's Birth-day	..	2nd October	..	1 Day.
Id-ul-Zuha	..	4th October	..	1 Day.
Dewali	..	20th & 21st October	..	2 Days.
Bhaidooj	..	23rd October	..	1 Day.
Shri Guru Nanak's Birth-day	..	5th November	..	1 Day.
Christmas	..	25th December	..	1 Day.

The following Winter Vacations will be observed in the Court of Hon'ble the Judicial Commissioner, Himachal Pradesh, Simla, for regular Civil work. The Court will remain open for criminal work and for urgent applications.

15th January, 1949 to 28th February 1949.

Subordinate Civil Court's Vacation, 15th January to 14th February 1949.

Note.—Saturdays will be off-days for regular hearings in the Court of the Hon'ble the Judicial Commissioner.

Local holidays for Simla only.

Nirjala Ekadashi	..	..	7th June	..	1 Day.
Sipi Fair	..	..	Not fixed	..	1 Day.

By order,

DAYANAND JOSHI,

Registrar,

Judicial Commissioner,

to Judicial Commissioner,

Himachal Pradesh.

ORDERS BY THE CHIEF COMMISSIONER, AJMER-MERWARA

NOTIFICATIONS

Ajmer, the 15th December 1948

No. 47/15/48-Admn.—Mr. U. K. Asnani is appointed to officiate as Veterinary Surgeon, Ajmer-Merwara, with effect from the 8th November 1948.

By order,

A. S. DHAWAN,

Secretary

to the Chief Commissioner, Ajmer-Merwara.

Ajmer, the 16th December 1948

No. G/Munl-126.—In exercise of the powers conferred on him by Sub-Section (3) of Section 9 of the Ajmer-Merwara Municipalities Regulation, 1925 (VI of 1925), the Chief Commissioner is pleased, for the purpose of effecting a change in the composition of the Beawar, and Kekri Municipal Committees, to specify 31st December 1949, to be the date on which the members of the aforesaid Municipal Committees shall cease to hold office and the period of office of these members is extended upto the date specified above.

By order,

A. S. DHAWAN,

Secretary

to the Chief Commissioner, Ajmer-Merwara.

GINNING RETURN

Return showing quantity of cotton ginned in the Province of Ajmer-Merwara for the week ending 10th December, 1948

Section 5A of the Cotton Ginning and Pressing Factories Act, 1925 (XII of 1925) as subsequently amended

Name of Division or Block.	QUANTITY (BY WEIGHT) OF COTTON GINNED (IN BALS OF 392 LBS. EACH).				District included in the block.
	During the week.	During the corresponding week last year.	Since the commencement of the season, i.e., since 1st September 1948.	During the corresponding period last year.	
1	2	3	4	5	6
Ajmer-Merwara	772.30	310.17	2442.87	572.70	

GAURI SHANKAR,

Superintendent.

for Dy. Commissioner, Ajmer-Merwara

OFFICE OF THE CHIEF COMMISSIONER, DELHI

NOTIFICATIONS

Delhi, the 7th December 1948

No. F. 8(132)/48-Press.—In exercise of the powers conferred by Section 19 of the Indian Press (Emergency Powers) Act, 1931, the Chief Commissioner, Delhi hereby declares to be forfeited to His Majesty all copies wherever found of the pamphlet IN URDU ENTITLED "PE-SHIN GOIEE"—HINDUSTAN MEN ISLAMI BAD-SHAHAT" by Qasaid Shah Naimat Ullah Sahab Wali Kashmiri, translated by Maulana Khaliq Ahmad: published by M/s. Afzal Book Depot, 1253-Bhojla Pahari, Delhi and printed at the Kamal Printing Press, Delhi, and all other documents containing copies or translation of, or extracts from the aforesaid pamphlet in as much as it contains matter of the nature described in clause (h) of Section 4 of the said Act.

By order,

SHANKAR PRASAD,

Chief Commissioner, Delhi.

Delhi, the 7th December 1948

No. F. 8(131)/48-Press.—In exercise of the powers conferred by Section 19 of the Indian Press (Emergency Powers) Act, 1931, the Chief Commissioner Delhi, hereby declares to be forfeited to His Majesty all copies wherever found of the book in Hindi entitled "Swadhinta Ka Kalp Vraksha" Part VII written by Shri Shyam Ji Prashar, M.A., published by Rashtra Nirman Granthmala Karol Bagh, Delhi and printed at the Bharat Mudranalaya, Delhi Gate and the Krishna Printing Press, Charkhewalan, Delhi and all other documents containing copies or translation of, or extracts from the aforesaid book in as much as it contains matter of the nature described in clause (h) of Section 4 of the said Act.

By order,

SHANKAR PRASAD,

Chief Commissioner, Delhi.

Delhi, the 9th December 1948

No. F. 4(3)/48-Tex.—In exercise of the authority conferred upon me by the Textile Commissioner, Ministry of Industry and Supply, Government of India, vide his notification No. 80-Tex 1/48(ii) dated 2nd August 1948 read with Chief Commissioner, Delhi notification No. F. 12(23)/48-C.S.(i) dated 9th September 1948, I, Director of Rationing and Civil Supplies, Delhi Province,

specify the following wholesale and retail prices of cloth in Delhi Province :—

1. Wholesale prices—10 per cent. over ex-mill prices.
2. Retail prices—20 per cent. over ex-mill prices.

I. D. MATHUR,

Director of Rationing & Civil Supplies,
to the Chief Commissioner, Delhi.

Delhi, the 10th December 1948

No. F.18(47)/47-L.S.G.—With reference to this office notification No. F.18(47)/47-L.S.G., dated the 7th August 1947 and in pursuance of the provisions of rule 117 of the Indian Electricity Rules, 1937 read with notification of the Government of India, in the Home Department No. F.126/37-Public, dated the 1st April 1937, the Chief Commissioner, of Delhi is pleased to direct that sub-rule (5) of rule 49 of the said rules shall be relaxed and shall not be enforced in any relevant case in the Delhi Province for a further period ending the 31st December 1949.

By order,

P. H. B. WILKINS,

Secretary (Local Self Government)
to the Chief Commissioner, D

Delhi, the 14th December 1948

No. P.F.O.9/48-A&E.—Mr. A. S. Bhatnagar quished charge of the post of the Development Secretary to the Chief Commissioner, Delhi, on the afternoon of the 24th November 1948.

No. P.F.O.14/48-A&E.—Mr. Govind H. Seth assumed charge of the post of the Development Secretary to the Chief Commissioner, Delhi, on the afternoon of the 24th November 1948, relieving Mr. A. S. Bhatnagar.

By order,

G. Q. BARROW,

Registrar to the Chief Commissioner, Delhi.

Delhi, the 14th December 1948

No. F. 7(2)/46-I.H.P.W.—Dr. Bishan Kishore, M.B.B.S., relinquished charge of the office of the House Surgeon, Hindu Rao Hospital, Delhi, with effect from the fore-noon of 1st October 1948.

P. H. B. WILKINS,

Secretary (Local Self Government)

to the Chief Commissioner, Delhi

ORDER

Delhi, the 13th December 1948

No. F.8(130)/48-Press.—In exercise of the powers conferred by Section 19 of the Indian Press (Emergency Powers) Act, 1931, the Chief Commissioner of Delhi hereby declares to be forfeited to His Majesty all copies wherever found of the pamphlet in Hindi, entitled 'AZADI-KI-ROSHNI' by Mahashe Ganpat Ram of Village Chhoti Kulloth, P.O Surajgarh, Distt. Jaipur, and printed at the Hari Har Press Gali Bajrang Bali, Chawri Bazar, Delhi, and all other documents containing copies or translations of, or extracts from the aforesaid pamphlet, in as much as it contains matter of the nature described in clause (h) of Section 4 of the said Act.

SHANKER PRASAD,
Chief Commissioner, Delhi.

IN THE COURT OF INSOLVENCY JUDGE, AJMER-MERWARA, AJMER

Insolvency Case No. 9 of 1948

1. Rangumal son of Nihalchand Hindu Adult residing at Khazani Gali, Ajmer.
 2. Pritamdas. } sons of Rangumal Hindu Adult, now
 3. Motumal. } residing at Ajmer—*Petitioners*.
 4. Gaganmal. }

Versus

Manumal Alimchand and others—*Creditors*.

Whereas the above named petitioners have filed an application under Section 13 of the Provincial Insolvency Act V of 1920 for adjudication and the said application will be heard on 22nd day of December, 1948 at 11 A.M. at Ajmer. The creditors are hereby informed that they either personally or through an authorised agent should appear in this court on the date fixed, if they desire to oppose the application. In default the application will be heard *ex parte*.

Given under my hand and the seal of the court this day of December, 1948.

SCHEDULE 'A'

List of Creditors.

	Rs.
1. Manumal Alimchand, Khori Garden Karachi	5500
2. Jagatrai Nihalchand, Mitho Dar Karachi ..	225
3. Chetumal Lilaram Achi Kabar, Bombay Bazar, Karachi	200

4. Ghanshamdas Chandumal, Market Hyderabad Sind	60
5. Chellaram Jeramdas, Market Hyderabad Sind ..	450
6. A. Dass Company, Tobacco Merchant, Main Bazar, Fort Hyderabad Sind	200
7. Panjumal Tulsidas, Snuff Merchant, Near Fort Hyderabad Sind	1800
8. Khemchand Vishindas, Kothidar, Sukkur New Sind	200
9. Parsram Bhawandas, Kothidar, Sukkur New ..	1700
10. Motumal Keshowdas, Village Pir-jo-Ghot, Taluka Rohri, Dist Sukkur	40
11. Hemrajmal Kanjimal, Kerosine Merchant, Jungshahi	500
12. Bherumal Gopaldas, Village Daro Taluka Mirpur Bathoro, Dist. Karachi	25
13. Radhomal Jeramdas, Tando Mahomad Khan, New Lorry Stand	200
14. Lekhrajmal Shamdas and Uderdinomal Pherumal residents of village Jhampir and Daro respectively	40
15. Harchumal Gehimal, Doulatpur Taluka Moro District Nawabshah	300
16. Narsingh Tilokchand Village Chuhan Jamali, District Karachi	110
17. Virumal Vanijmal Nawabshah	250
18. Pasarmal son of unknown, resident of Kazi Ahmed Taluka Sakrand, Dist. Nawabshah ..	950
19. Harjimal Harsingh, resident of Hizro Dist. Attak, West Punjab	75
20. Udhamam Rewachand Doulatpur now at Ajmer	50
21. Shamumal Manghirmal resident of Doulatpur Taluka Moro Dist. Nawabshah	525
22. Asandas Tahilram of Gachiro village Taluka Moro Dist. Nawabshah	15
23. Adumal Chainrai of Moro now at Ajmer ..	50
24. Hiranand Khatanmal of village Duro Bihan Taluka Moro Dist Nawabshah Sind	

Total .. 14,555

By order,

PAHLAD DASS BHARGAVA,
Clerk of Court,
to the Insolvency Judge & Judge,
Small Cause Court, Ajmer.